

1 JUDGE FRANKLIN D. BURGESS
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT TACOMA

10 UNITED STATES OF AMERICA,) NO. CR05-5885FDB
11 Plaintiff,)
12 vs.) ORDER GRANTING UNOPPOSED
13) MOTION TO CONTINUE TRIAL
14 ANTHONY ADAMS,) DATE
15 Defendant.)
16 _____

17 Based on the unopposed motion of the defendant to continue the trial date, and
18 the reasons set forth in the sealed affidavit of defense counsel in support of the motion,
19 which are incorporated herein by reference, the Court makes the following findings of
20 fact and conclusions of law:

21 1. The ends of justice served by granting this continuance outweigh the best
22 interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).

23 2. Proceeding to trial absent adequate time for the defense to prepare would
24 result in a miscarriage of justice. 18 U.S.C. §3161(h)(8)(B)(I).

25 3. The defense needs additional time to explore issues of some complexity,
26 including all relevant issues and defenses applicable to the case, which would make it
unreasonable to expect adequate preparation for pretrial proceedings or for trial itself
within the time limits established by the Speedy Trial Act and currently set for this case.

1 18 U.S.C. § 3161(h)(8)(B)(ii).

2 4. Taking into account the exercise of due diligence, a continuance is necessary
3 to allow the defendant the reasonable time for effective preparation his defense. 18
4 U.S.C. § 3161(h)(8)(B)(iv).

5 NOW, THEREFORE,

6 IT IS HEREBY ORDERED that the trial date is continued from June 5, 2006 to
7 July 31, 2006, at 9:00 am. The resulting period of delay from the current trial date of
8 June 5, 2006, up to and including the new trial date of July 31, 2006, is hereby excluded
9 for speedy trial purposes under 18 U.S.C. § 3161(h)(8)(A) and (B).

10 Pre-trial motions shall be due on June 5, 2006.

11 Pre-trial conference shall be on July 21, 2006, at 2:00 pm.

12 DONE this 12th day of May, 2006.



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15 FRANKLIN D. BURGESS
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17 UNITED STATES DISTRICT JUDGE
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20 Presented By:

21 /s/ Russell V. Leonard

22 Russell V. Leonard

23 Attorney for Defendant